

**Heber City Corporation
City Council Meeting
April 17, 2014
7:07 p.m.**

REGULAR MEETING

The Council of Heber City, Wasatch County, Utah, met in **Regular Meeting** on April 17, 2014, in the City Council Chambers at 75 North Main Street, Heber City, Utah.

Present:

Mayor
Council Members

Alan W. McDonald
Robert Patterson
Jeffery Bradshaw
Erik Rowland
Heidi Franco
Kelleen Potter

Also Present:

City Recorder
City Engineer
Planning Director
Chief of Police
City Attorney

Michelle Kellogg
Bart Mumford
Anthony Kohler
David Booth
Mark Smedley

Others Present: Darryl R. Glissmeyer, Paul Boyer, Dave Hansen, Jeff Mabbutt, Robert Ford, Tracy Tayler, Stacie Ferguson, LuWen Lee, Moana Rowland, Anissa Wardell, Diana Garfield, Marcie Harvey, Janice Haynes, Todd Cates, Laurie Wynn, Dave Kennamer, Jen McCarthy, Sheryl Nelson, Danny Goode, Don Jacobson, Brian Lee, Dennis Jensen, and others whose names were illegible.

Mayor McDonald opened the meeting and welcomed those in attendance.

Pledge of Allegiance: Council Member Erik Rowland

Prayer: Council Member Heidi Franco

Minutes: March 31, 2014 Special Budget Meeting
April 3, 2014 Work and Regular Meetings

Council Member Patterson moved to approve the above listed minutes. Council Member Franco seconded the motion. Voting Aye: Council Members Patterson, Bradshaw, Rowland, Franco, and Potter.

OPEN PERIOD FOR PUBLIC COMMENTS

Mayor McDonald asked if there were any in the audience that had comments for the Council that would not be addressed on the agenda.

Paul Boyer stated he owned Hangar 19, and he along with other hangar owners loved the airport and wanted it to succeed. He wanted to make the Council aware of the long term plan for the airport. He felt the City Council needed to set rules on how airport infrastructure would be dealt with in the future. Boyer indicated Heber currently had no strategic plan or marketing plan for the airport. He passed out a binder of materials for the Council to study regarding the St. George airport and its strategic plan and marketing plan.

APPOINTMENTS

Item 1 - Wasatch Chevy's Car Club Presentation: Diana Garfield stated she was the president and Marcie Harvey was the vice president of the club this year. They thanked the Council and indicated they had brought the car show to Heber for the last 22 years, on the last Saturday in June of each year. They really enjoyed coming to Heber and had received a good turn out from the community. Garfield invited Mayor McDonald to come to the car show and pick a "Mayor's Choice" car.

ACTION ITEMS

Item 2 - Request by Red Ledges for Subdivision Final Approval and Associated Development Agreement for Phase 2G Located in the Red Ledges Project on Club Cabins Court: Council Member Franco asked if there was progress regarding the open space dedication. Todd Cates stated he was waiting on feedback from the County. Steve Farrell set a meeting with other members of the County to discuss this issue.

Council Member Patterson moved to approve Red Ledges Phase 2G Subdivision and the associated Development Agreement. Council Member Bradshaw seconded the motion.

Voting Aye: Council Members Patterson, Bradshaw, Rowland, Franco, and Potter.

Item 4 - Approve Amendments to the Airport Advisory Board Bylaws: Mayor McDonald indicated the City Attorney had reviewed the proposed bylaws. The makeup of the Board was determined to be eight members as specified in the amendment. Mayor McDonald asserted that this was an advisory board and should not have the Council members as recommended. Council Member Patterson favored the Council members being on the Board. Council Member Potter requested broad representation from the community. Council Member Franco suggested bringing in the FBO and others to form the Technical Assistance Committee to the Airport Advisory Board. Council Member Rowland stated there was discussion on putting together this committee through the newspaper, and the hangar owners were invited to send applications to Karen Tozier if they were interested in serving.

Mayor McDonald asked the Council members to review their schedules and board assignments to see if they were able to serve on this Board. Council Member Franco asserted the Technical Assistance Committee should be well represented because of the issues, but the Board itself should be an objective body and should not have self interest in the decisions being made. Residency requirements were discussed. It was noted that valuable input could be given from many that lived outside the County. Mayor McDonald didn't think the Council should limit the

input to those within the County for the Technical Assistance Committee. Council Member Rowland suggested allowing the Board to make the decision of membership requirements for the committee.

Council Member Franco moved to add language to number six of Resolution 2014-05 that would state “members of the Technical Assistance Committee would not be allowed to be paid consultants to the Airport Advisory Board during their time as members of the committee”. The motion died for lack of a second.

Mayor McDonald asked if the Council liked Council Member Potter’s suggestion of replacing Council and FBO presence on the Board with citizens from within the County. Council Member Rowland did not favor that suggestion. He liked the current Resolution and would add language to number seven to say “resident” meant having a primary residence within Heber City/Wasatch County. Council Member Bradshaw liked the amendment contained in the Resolution and the creation of the Technical Assistance Committee. He felt the air industry was specialized and needed specialized knowledge.

Due to some confusion, Council Member Franco again moved to add language to number six of Resolution 2014-05 that would state “members of the Technical Assistance Committee would not be allowed to be paid consultants to the Airport Advisory Board during their time as members of the committee”. Council Member Rowland seconded the motion.

Voting Aye: Council Members Patterson, Bradshaw, Rowland, Franco, and Potter.

Council Member Potter was concerned with the appearance of a conflict of interest in having the FBO on the Board, even as a nonvoting member. Council Member Patterson stated the FBO had vast technical experience that could benefit the Board. Council Member Rowland indicated that because the bylaws required the Airport Advisory Board to give the FBO knowledge of any proposed changes, it was helpful having the FBO at the Board meetings. Mayor McDonald stated if the FBO was stricken from Board, he could still come sit in and also give reports as part of the education process.

Council Member Potter moved to delete item four regarding FBO representation on the Airport Advisory Board. Council Member Franco seconded the motion.

Voting Aye: Council Members Bradshaw, Rowland, Franco, and Potter. Voting Nay: Council Member Patterson. Motion passed.

Council Member Bradshaw moved to adopt Resolution 2014-05, excluding number four. Council Member Rowland suggested Council Member Bradshaw amend the motion to include “resident” meant having a primary residence within Heber City/Wasatch County. Council Member Bradshaw amended the motion as noted. Council Member Patterson made the second.

Council Member Franco requested that number eight be amended to include “within each 12 month period starting after the month of their appointment”. Council Member Bradshaw would not amend the motion to include that additional language. There was discussion over attendance.

Smedley also noted that the Airport Advisory Board Conflict of Interest policy was different than the general Conflict of Interest policy for the City. He suggested that the Board look at its policy and either combine it with the general policy or choose one over the other for the members to sign.

Council Member Franco asked Council Member Rowland how the Board currently tracked attendance. Council Member Rowland stated some members were approached over the lack of attendance or meeting times were changed to accommodate schedules.

Council Member Potter had concern with seven(c) with regard to the word “appointment”. She requested language of what the Board would do if the Council didn’t consent to the Mayor’s appointment. She asked how the Board would function in the interim. Smedley suggested that “appointment” could be substituted for “election”. Council Member Bradshaw amended the language to include that “when a Board member’s term is up, he/she can still sit on the Board until another appointment was approved by the Council”.

Voting Aye: Council Members Patterson, Bradshaw, Rowland, Franco, and Potter.

With regard to attendance, Tracy Taylor stated it would be easier to keep track year by year instead of waiting until the member’s term ended to know if attendance was at 60%. Mayor McDonald restated that the chair would monitor attendance and work with member’s schedules. Council Member Potter asked Smedley if attendance language was in other boards’ bylaws. Smedley asserted he could look into that, but suggested language that the Board members attend 60% per year subject to the discretion of the chair.

Item 3 - Brian Lee, Approval of the Activa Plaza Condominium Second Plat Amendment:

Kohler reviewed the City deeded extra property along 600 South to Activa Plaza. This plat incorporated that property into Parcel Four. Council Member Franco asked what would be housed in the building. Kohler stated professional office space with a dance studio in the basement. Council Member Franco asked about the lighting requirements. Brian Lee indicated there was no additional lighting other than porch lighting.

Council Member Rowland moved to approve Activa Plaza Condominium Second Plat Amendment. Council Member Patterson made the second.

Voting Aye: Council Members Patterson, Bradshaw, Rowland, Franco, and Potter.

Mayor McDonald asked the Council to think about recommendations for members of the Airport Advisory Board.

Council Member Franco moved to amend Resolution 2014-05 to add language to number eight “subject to the discretion of the Airport Advisory Board chairman or the Mayor”. Council Member Potter made the second.

Voting Aye: Council Members Franco and Potter. Voting Nay: Council Members Patterson, Bradshaw and Rowland. Motion failed.

With no further business, the meeting was adjourned.

Michelle Kellogg, City Recorder

APPROVED 05-15-2014